

AGENDA

Dan Buckshi
County Administrator



BOARD OF SUPERVISORS

Frank R. Mecham, 1st District
Bruce Gibson, Vice-Chairperson, 2nd District
Adam Hill, 3rd District
Caren Ray, 4th District
Debbie Arnold, 5th District

Tuesday, January 07, 2014

CONSENT AGENDA

9:00 AM

REVIEW AND APPROVAL

PRESENTATIONS

PUBLIC COMMENT PERIOD

BOARD BUSINESS

CLOSED SESSION

REPORT ON CLOSED SESSION

ADJOURNMENT

12:00 PM

- The Board of Supervisors' weekly agenda and staff reports are available at the following website: www.slocounty.ca.gov. Packets are also available at the County Government Center and may be viewed on-line at the Atascadero, Arroyo Grande, Paso Robles, Nipomo, Morro Bay, SLO City/County Libraries and the SLO Law Library.
- All persons desiring to speak on any Board item, including the Consent agenda, Closed Session or during the general public comment period are asked to fill out a "Board Appearance Request Form" and submit to the Clerk of the Board *prior* to the start of the Board item. Each individual speaker is limited to a MAXIMUM of three (3) minutes.
- Please refer to the information brochure located in the back and outside of the Board Chambers for additional information regarding accommodations under the Americans with Disabilities Act, supplemental correspondence, and general rules of procedure.

9:00 FLAG SALUTE

REORGANIZATION

Reorganization of the County Board of Supervisors: Election of Chairperson and Vice-Chairperson.

CONSENT AGENDA – REVIEW AND APPROVAL

The items listed on this portion of the agenda are scheduled for consideration as a group. The staff recommendations will be approved as outlined within the staff report. Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.

Consent Agenda - Administrative Office Items:

1. Request to approve a twenty (20) month agreement in the total amount of up to \$175,000 with Verdin Marketing Ink/Riester Corporation to provide marketing services on behalf of the Cayucos Local Area of the San Luis Obispo County Tourism Business Improvement District (CBID). District 2.
2. Submittal of a resolution to ratify an ordinance adopted by the Cayucos Fire Protection District which adopts and amends the 2013 Fire Code. District 2.
3. Submittal of a resolution to ratify an ordinance adopted by the San Miguel Community Service District which adopts and amends the 2013 Fire Code. District 1.

Consent Agenda - Board of Supervisors Items:

4. Request by Supervisor Gibson to reappoint Donna Dawson to the Cayucos-Morro Bay Public Cemetery District. District 2.
5. Request to approve an agreement with the Morro Bay Friends of the Library allocating \$2,000 from District Two Community Project Funds – Fund Center #106 to be used for expenses associated with the remodeling of the Morro Bay Library. District 2.

Consent Agenda - County Fire Items:

6. Submittal of a resolution to ratify an ordinance adopted by the Avila Beach Community Services District which adopts and amends the 2013 California Fire Code. District 3.
7. Submittal of a resolution to ratify an ordinance adopted by the Los Osos Community Services District which adopts and amends the 2013 Fire Code. District 2.

Consent Agenda - General Services Agency Items:

8. Submittal of a Resolution of Intention to Surplus and Sell County-owned Real Property in the Unincorporated Area of Cambria, setting an auction date of April 8, 2014 to sell two vacant County-owned lots on Cornwall Avenue in Cambria. District 2.
9. Request to reject all public bids for the Animal Services Addition and Renovation construction project located at 885 Oklahoma Avenue, San Luis Obispo, CA, and to release all retained bid bonds. District 2.

Consent Agenda - Health Agency Items:

10. Request to approve calendar year 2014 renewal contracts (Clerk's File) with Hani Boutros M.D.; Joshua Deane, M.D.; Rose Drago, M.D., David K. Fennell, M.D.; Gayle Gaines, M.D.; Enn Mannard, M.D.; and Victor Perez Preciado, M.D. in the cumulative amount not to exceed \$278,627 to provide medical history, physical, and psychiatric services for Mental Health patients. All Districts.
11. Request to approve a FY 2013-14 renewal contract (Clerk's File) with Psychiatrists Only, LLC in an amount not to exceed \$483,000 to provide locum tenens (temporary) licensed psychiatrist services. All Districts.

12. Request to approve a third amendment to extend the Multi-Year State Agreement for an additional year and provide an incremental increase of \$394,813 (Clerk's File) with the Department of Alcohol and Drug Programs and Department of Health Care Services for years 2010-2014 for substance use disorder services. All Districts.

Consent Agenda - Planning & Building Items:

13. Submittal of resolutions approving and accepting an Open-Space Agreement granting an Open Space Easement to the County and an Agreement for Mitigations Limiting and Affecting the Use of Property for Conditional Use Permit DRC2008-00021 with Coastal Christian School. District 3.

Consent Agenda - Public Works Items:

14. Submittal of right of way documents accepting conveyance from Timothy R. Solipasso, Trustee et al for the Los Osos Wastewater Project, Los Osos. District 2.
15. Submittal of resolution for the acceptance of an offer of dedication for a portion of Vista Del Rio, County Road No. 1532, Nipomo. District 4.
16. Request to declare the current utility truck (vehicle number E1184) surplus, authorize disposal through public auction and request to amend the FY 2013-14 Fixed Asset List for Fund Center (FC) 405 – Public Works Internal Service Fund (ISF) to replace one utility truck. All Districts.

Consent Agenda - Social Services Items:

17. Request to approve the appointment and reappointment of candidates to the San Luis Obispo Child Care Planning Council. All Districts.
18. Request to approve the appointments of Patty Beck and Marie Chaney to the Homeless Services Oversight Council (HSOC). All Districts.

Presentations:

19. Submittal of a resolution proclaiming January 2014 as "Mentoring Month" in San Luis Obispo County. All Districts.

Public Comment Period:

20. The general public comment period is intended to provide an opportunity for members of the public to address the Board on matters within the Board's purview that are not scheduled on the current agenda. Individuals interested in speaking are asked to fill out a "Board Appearance Request Form" and submit it to the Clerk of the Board prior to the start of general public comment. When recognized by the Chair, each individual speaker may address the Board and is limited to a MAXIMUM of three (3) minutes or a reasonable period of time as determined by the Board Chairperson.

Board Business:

21. Request to: 1) adopt a resolution selecting the methodology to be used in determining the amount of Health Realignment Account revenue to be redirected to the State per AB 85; 2) approve contract amendments with the four hospitals in the county and a replacement agreement with Community Health Centers of the Central Coast to continue providing services to medically indigent adults and 3) adopt a policy establishing eligibility criteria for participation in the County Medical Services Program, all as a result of the implementation of the federal patient protection and Affordable Care Act. All Districts.

Closed Session Items:

22. I. PENDING LITIGATION (Government Code, section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items:
- A. Conference with Legal Counsel-Existing Litigation (Government Code, section 54956.9(a).) (Formally initiated) 1. Mountain Cascade, Inc. v. SLO Co. Flood Control & Water Conservation District, et al.; 2. Steinbeck, et al. v. County of San Luis Obispo, et al.; 3. Paso Robles Water Integrity Network v. County of San Luis Obispo, et al.; 4. Coast National Bank v. County of San Luis Obispo.
- B. Conference with Legal Counsel-Anticipated Litigation (Government Code, section 54956.9.) 5. Significant exposure to litigation (Government Code, section 54956.9(b).) No. of cases 2. Facts and circumstances not known to potential plaintiff which indicate significant exposure to litigation. 6. Initiation of litigation (Government Code, section 54956.9(c).) No. of cases 2.
- II. CONFERENCE WITH LABOR NEGOTIATOR (Gov. Code section 54957.6.) It is the intention of the Board to meet in closed session to have a conference with its Labor Negotiator Tami Douglas-Schatz concerning the following: Name of employee organizations are: 7. SLOCPPOA; 8. SLOCEA-Trades and Crafts; 9. DCCA; 10. SLOGAU.
- ND. WEEKLY REPORT OF ENVIRONMENTAL DOCUMENTS AVAILABLE FOR REVIEW

The purpose of the environmental review process is to provide information about the environmental effects of the actions and decisions made by the County, so that environmental considerations become a part of the decision making process. The following is a summary of the most recent determinations made by the County's Environmental Coordinator. The purpose of this listing is to notify the public of pending actions, which may affect the environment of San Luis Obispo County.

You are invited to participate in this process by reviewing and providing comments on the recommendations of the Environmental Coordinator. Your comments should be in writing and should be delivered to: Ellen Carroll, Environmental Coordinator, Department of Planning and Building, 976 Osos Street, Room 300, San Luis Obispo, Ca 93408-2040. For more information about the environmental review process, please write to the address above, call the Environmental Division of the Department of Planning and Building at (805) 781-5600, or review the environmental determination and other information on our website located at www.sloplanning.org.

Proposed Negative Declarations

A Negative Declaration is issued for projects that would not result in significant effects on the environment. In many cases, the project applicant has added mitigation measures to the project to reduce environmental impacts in order to qualify for a Negative Declaration. If you disagree with the issuance of a proposed Negative Declaration, you may provide comments or file a Request for Review (appeal) of the Negative Declaration. Requests for Review must be filed within two weeks of the date that the proposed Negative Declaration is posted and must address only environmental issues. There is a fee for the request. If you would like more information about this process, please contact the Environmental Coordinator.

For Week of December 19, 2013

San Luis Obispo Area

Bunyon Brothers/Perozzi Conditional Use Permit. Request by Ron Rinell and the Perozzi Family Trust for a Conditional Use Permit to allow for the construction and operation of a green waste management composting facility that collects and processes organic materials such as tree waste, leaves, manure and similar feedstock into a soil amendment material. The facility would consist of two composting sites, approximately 4 acres in size each. Each composting site would be contained with an earthen berm and would include operational areas for staging, feedstock storage, grinding, mixing, windrow, curing, screening, storing, and shipping; and holding ponds to contain drainage and runoff. The daily allowable maximum feedstock (green waste and manure) received would not exceed 300 tons per day (equivalent to 500 cubic yards per day). The daily allowable maximum volume of materials onsite for all operational phases (receiving, processing, windrows, curing, screening and storage) would be 41,441 cubic yards per day. The facility would operate Monday through Saturday between the hours of 9:00 AM and 3:00 PM, and would not be open to the public. The maximum allowable truck/vehicle trips would be 150 per day and no more than 15 trucks/vehicles per hour. The site is located at 4400 Orcutt Road, approximately ¼ of a mile east of Tank Farm Road, San Luis Obispo, California. ED13-008 (DRC2005-00211)

For Week of December 26, 2013

Los Osos Area

MWF Properties LLC/McDonalds Minor Use Permit. Request to allow a change of use from an office (former Bank of America) to a restaurant; in an existing building of 3,978 square feet (3,078 square foot to restaurant and 900 square foot remaining office space). The proposed restaurant will utilize the existing drive-thru. The project will result in a disturbance of 500 square feet (for modifications to the drive thru) of the 21,408 square foot parcel (to make minor modifications to the drive thru configuration. The project is located on the north side of Los Osos Valley Road, approximately 280 feet (east) of 10th Street at 1076 Los Osos Valley Road, in the community of Los Osos, in the Estero planning area. ED13-075 (DRC2012-00099)

For Week of January 2, 2013

Nipomo Area

Private Capital Investments Conditional Use Permit / Lot Line Adjustment. Request for 1) a Conditional Use Permit to allow for the construction and operation of a 96-bed assisted living facility and a 36-unit senior living apartment complex on two vacant parcels; and 2) a Lot Line Adjustment to adjust the lot lines between the two parcels of 2.12 and 3.14 acres each. Site is located south of Juniper Street, bordered by Mary Avenue and North Frontage Road, in the community of Nipomo. ED13-076 (DRC2013-00003; SUB2013-00005)